



31 March 2020

## Guidance note on the Importation and Customs clearance of Medicines and Medical Equipment in response to the novel coronavirus pandemic (COVID-19)

*“Survive together or sink together”*

### I. General background

In light of the current novel coronavirus (2019-nCoV) global pandemic (COVID-19), the United Nations’ Office for the Coordination of Humanitarian Affairs (UN OCHA) in collaboration with the United Nations Conference on Trade and Development (UNCTAD) and the World Customs Organization (WCO) have compiled a list of measures **for humanitarian operators**.

It serves as a guidance note as to how to be prepared before dispatching medicines and medical equipment to countries affected by COVID-19. **Being aware of and complying to the measures put in place by Customs administrations and cross-border agencies leads to a reduction in delays at Customs entry points.**

Humanitarian operations cannot take place without **compliance** to national legal frameworks and **respect** for State sovereignty.

#### Note on counterfeit medicines for humanitarian operators

*“The WCO reminds the general public to exercise extreme caution when purchasing critical medical supplies from unknown sources, particularly online. The use of these goods may cost lives.*

*While the world is gripped by the fight against COVID-19, criminals have turned this into an opportunity for fraudulent activity. There have been an alarming number of reports quoting seizures of counterfeit critical medical supplies, such as face masks and hand sanitizers in particular.”*

[WCO COVID-19 Urgent Notice: counterfeit medical supplies and introduction of export controls on personal protective equipment](#)

## II. Checklist for a humanitarian operator willing to import relief items

### General questions

1. Do I know what the **relevant government agencies** involved in the process of importing aid are? Which actors I will interact with in the importation process?
2. Is my organization **registered** as a humanitarian operator in the country?
3. What are the **standard operating procedures**?
4. What are the relevant processes for gaining **exemptions** from national duties, taxes and restrictions?
5. Are there pre-existing **facilitation measures** for importation that I can take advantage of?
  - 5.1. Are there any fast track/green lane procedures in place?
  - 5.2. Is there a one-stop-shop mechanism?
6. Who are the **focal points** within the country?
  - 6.1. To whom I can share my pipeline to centralize the information?
  - 6.2. To whom I can send my Customs documents in advance?
7. What are the domestic **transparency guidelines and accountability mechanisms** in the case of wrongdoing during the importation process?

### Medicines and Medical Equipment

8. Are there any **restrictions to export** medicines and medical equipment from the country of export?
9. Does the country impose any **embargoes on the importation** of source goods from certain countries of origin?
10. Are the medicines and medical equipment I want to import **allowed** in the country?
11. What are the **requirements of the national regulatory authority** for the importation of medicines and medical equipment?
  - 11.1. What document is required for its importation?
  - 11.2. Is there a need for a specific certification from the Ministry of Health/the national drug regulatory authority?
12. What are the **exceptional measures** put in place by the government to avoid the usual sampling process undertaken by the national drug regulatory authority due to the urgent nature of the pandemic?
13. What are the relevant **quality standards** for medicines that must be met?
14. What are the guidelines for the **expiry date** of the goods from the arrival date (for example, the goods must arrive within 12 months of their expiry date)?
15. Is the aid **labelled and packaged appropriately** in a language that is legally accepted in the country of import?
16. Do I already know the **HS codes** of the medicines and medical equipment I am exporting/importing?
17. Is information regarding **national extended HS codes** for COVID-19 essential items needed on the export documents to facilitate quick Customs release?



31 March 2020

18. Do we have a reliable **Customs broker**?
- 18.1. Is the Customs broker familiar with the importation of these goods during a disease outbreak? How aware are they of the facilitation measures during the response to the COVID-19?
- 18.2. If not, does my agency have to request the help of another actor who can?
19. **In terms of cost and quality**, should I import the medical aid or buy it **locally**?
20. Is there government mandatory/deliberate push for **local purchase** of medicines and medical equipment? Is an exception to import granted?
21. Are humanitarian actors required to provide **Letters of No Objection (LoNo)** for medicines and medical equipment manufactured locally? Is there an exception during the COVID-19 outbreak?
22. Are there any specific **risks to purchasing** locally/regionally in this period, such as quality, security, reputational, financial (i.e. black market dynamics)?

### **Other emergency relief items related to the COVID-19 pandemic response (not Medicines or Medical Equipment)**

23. What are the relevant processes for gaining **exemptions** from duties, taxes and fees for non-medicines and medical equipment-related goods related to the COVID-19 pandemic response?
24. What are the **fast track/green lane** procedures in place for these products?
25. What are the specific **HS codes** defined by the Customs administration for these items?
26. Is this information needed on the export documents to facilitate quick Customs release?
27. What are the **temporary importation routes** for non-consumable critical items such as ambulances?
28. What are the **consequences/penalties** for failure to account for or regularise the importation requirements for non-medicines and medical equipment-related goods related to the COVID-19 pandemic response?

### **Borders**

29. Is the country of importation **landlocked**?
- 29.1. If yes, which borders do I have to cross to import the goods?
30. What are the **locations** of the specific ports of entry (land, air or sea borders) for the importation of medicines or medical equipment?
31. Is there a **cold room** and/or refrigerated container plugin facilities if it is required for the aid I am importing?
32. Are there **additional checkpoints** set up by the country which may delay the flow of goods or increase the number of physical checks of cargo?
33. Are **transport companies** from the country to neighbouring countries still operational?
34. Is there **mandatory quarantine** of truck drivers in neighbouring countries when they come from your mission country?

### **Warehousing and stock management questions**

35. Are you aware of the **location of stocks** of medicines and medical equipment related to the COVID-19 pandemic response?
36. Are there any national **emergency stocks in place**?
37. Have stocks of medicines and medical equipment related to the COVID-19 pandemic response of hospitals/distributors/suppliers been **requisitioned** by the government?
38. Is there an ongoing or anticipated **fuel crisis** in the country (Jet A1, Diesel)?

### **III. Useful links**

1. World Customs Organization, [webpage on COVID-19](#)
2. United Nations, Office for the Coordination of Humanitarian Affairs, [webpage on COVID-19](#)
3. World Customs Organization, [HS classification reference for COVID-19 medical supplies](#)
4. World Customs Organisation, [Resolution on the role of Customs in natural disaster relief operations](#)
5. World Customs Organisation, [List of national legislation of countries that adopted temporary export restrictions on certain categories of critical medical supplies in response to COVID-19](#)
6. World Health Organisation, [webpage on COVID-19](#)
7. [European Commission Implementing Regulation \(EU\) 2020/402 of 14 March 2020 making the exportation of certain products subject to the production of an export authorisation](#)

### **CONTACTS**

<p><b>Ms. Virginie BOHL</b> UNOCHA, Geneva Email: bohl (at) un.org</p>	<p><b>Ms. Jenifer ELMSLIE</b> UNOCHA, Geneva Email: jenifer.elmslie (at) un.org</p>
--	---

This guidance note was produced by the United Nations Office for the Coordination of Humanitarian Affairs (OCHA), the World Customs Organisation (WCO) and the United Nations Conference on Trade and Development (UNCTAD) in collaboration with Save the Children, MSF-Belgium and International Federation of Red Cross and Red Crescent Movement (IFRC) as members of the IMPACCT (Importation and Customs Clearance Together!) working group.